

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fumio KAGAMI et al.
Title: FUEL CELL SYSTEM
Appl. No.: 10/579,908
Filing Date: 07/14/06
Examiner: Conley, Oi K.
Art Unit: 1795
Confirmation No.: 5973

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the election requirement of January 26, 2010, the Applicants hereby make the following elections:

Species A on page 2 of the Office Action: Claims 6-8, drawn to a fuel cell system with a control unit that varies value of load current.

Subspecies A of Species A on page 3 of the Office Action: Claims 4 and 7, drawn to a fuel cell system in which the voltage rising condition is determined by whether a differential coefficient of a voltage value of the fuel cell stack with respect to time is positive or negative. Claim 6 is generic with respect to this Subspecies A.

Because claims 1-3 and 24-25 are generic, claims 1-4, 6-7, and 24-25 are either generic or read on the elected species.

Applicants, of course, reserve the right to file a divisional application covering the non-elected subject matter and/or to receive consideration of claims to additional species as provided by 37 C.F.R. §1.141 and M.P.E.P. §821.04 (rejoinder).

Receipt of the initial Office Action on the merits is awaited.

Respectfully submitted,

Date 2/25/2010

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